

REMARKS

At the outset, the Examiner is thanked for considering the pending application. Applicants greatly appreciate the Examiner's indication that claims 1-9 contain allowable subject matter. The Office Action dated December 4, 2008 has been received and its contents carefully reviewed.

Claim 14 is hereby amended. No new matter has been added. Accordingly, Claims 1-16 are currently pending. Reconsideration of the pending claims is respectfully requested.

The Office rejects claims 14 and 15 under 35 U.S.C. 102(a) as being anticipated by JP Publication No. 2003-045662 to Matsuura et al. (hereinafter "*Matsuura*"). *Office Action* at p. 2 ¶ 5. Applicants respectfully traverse the rejection.

In order to anticipate a claimed invention, the prior art must disclose all the elements of the claim. *Matsuura* fails to disclose all the elements of claims 14 and 15 and thus cannot anticipate these claims.

Amended claim 14 excludes triazyl as a possible species for the groups of R₂ and R₃ of claim 14. As agreed to by the Office Action, *Matsuura* fails to disclose a compound as claimed in amended claim 14. Accordingly, *Matsuura* cannot anticipate claim 14. Claim 15 depends from claim 14 and thus is also not anticipated by *Matsuura* for at least the same reasons as stated with regards to claim 14. Applicants, therefore, respectfully request withdrawal of this rejection.

The Office rejects claims 16 under 35 U.S.C. 103(a) as being unpatentable over *Matsuura* in view of JP Publication No. 2002-324676 to Suzurisato et al. (hereinafter "*Suzurisato*"). *Office Action* at p. 4 ¶ 7. Applicants respectfully traverse the rejection.

Dependent claim 16 is allowable in that it depends from independent claim 14, which excludes triazyl as a possible species for the groups of R₂ and R₃. *Matsuura* and *Suzurisato*, either alone or in combination, fail to teach or suggest a compound as claimed in amended claim 14.

As discussed above with regard to independent claim 14, *Matsuura* fails to teach or suggest the compound of claim 14. *Suzurisato* fails to cure the deficiencies of *Matsuura* with respect to claim 14. In fact, the Office merely relies on the teachings of *Suzurisato* for its

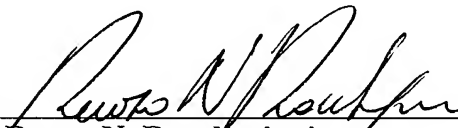
purported teachings of layer thickness and a phthalocyanine buffer. *Office Action* at p. 4 ¶ 7. Accordingly, Applicants respectfully request the Office to withdraw the rejection of dependent claim 16 under 35 U.S.C. § 103(a).

The application is in condition for allowance and early, favorable action is respectfully solicited. If for any reason the Examiner finds the application other than in condition for allowance, the Examiner is requested to call the undersigned attorney at (202) 496-7500 to discuss the steps necessary for placing the application in condition for allowance. All correspondence should continue to be sent to the below-listed address.

If these papers are not considered timely filed by the Patent and Trademark Office, then a petition is hereby made under 37 C.F.R. §1.136, and any additional fees required under 37 C.F.R. § 1.136 for any necessary extension of time, or any other fees required to complete the filing of this response, may be charged to Deposit Account No. 50-0911. Please credit any overpayment to deposit Account No. 50-0911.

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Respectfully submitted,

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